

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 448 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 4-31-5-1, AS AMENDED BY P.L.233-2007,
4 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 UPON PASSAGE]: Sec. 1. (a) A person may not conduct, assist, or aid
6 or abet in conducting a horse racing meeting in which the pari-mutuel
7 system of wagering is permitted unless that person secures a
8 recognized meeting permit under this chapter.
9 (b) The commission may not issue a recognized meeting permit for:
10 (1) an activity other than horse racing meetings; or
11 (2) horse racing meetings conducted at:
12 (A) the state fairgrounds during a state fair; or
13 (B) a county fairgrounds.
14 However, subdivision (2) does not prohibit the commission from
15 issuing a recognized meeting permit for races to be conducted at the
16 state fairgrounds at times when a fair is not in session.
17 (c) The commission may not issue more than two (2) recognized
18 meeting permits under this chapter.
19 **(d) It is the intent of the general assembly to defer any decision**
20 **concerning the expansion of pari-mutuel wagering or the**
21 **relocation of tracks or satellite facilities where pari-mutuel**
22 **wagering is conducted until after June 30, 2012. The commission**
23 **may not approve any additional permits or the relocation of tracks**
24 **or satellite facilities where pari-mutuel wagering is conducted until**

after June 30, 2012. Notwithstanding any other law, any law that authorizes any additional permits or the relocation of tracks or satellite facilities where pari-mutuel wagering is conducted may not be implemented until after June 30, 2012.

SECTION 2. IC 4-33-6-1, AS AMENDED BY P.L.233-2007, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) The commission may issue to a person a license to own a riverboat subject to the numerical and geographical limitation of owner's licenses under this section, section 3.5 of this chapter, and IC 4-33-4-17. However, not more than ten (10) owner's licenses may be in effect at any time. Except as provided in subsection (b), those ten (10) licenses are as follows:

(1) Two (2) licenses for a riverboat that operates from the largest city located in the counties described under IC 4-33-1-1(1).

(2) One (1) license for a riverboat that operates from the second largest city located in the counties described under IC 4-33-1-1(1).

(3) One (1) license for a riverboat that operates from the third largest city located in the counties described under IC 4-33-1-1(1).

(4) One (1) license for a city located in the counties described under IC 4-33-1-1(1). This license may not be issued to a city described in subdivisions (1) through (3).

(5) A total of five (5) licenses for riverboats that operate upon the Ohio River from the following counties:

(A) Vanderburgh County.

(B) Harrison County.

(C) Switzerland County.

(D) Ohio County.

(E) Dearborn County.

The commission may not issue a license to an applicant if the issuance of the license would result in more than one (1) riverboat operating from a county described in this subdivision.

(b) If a city described in subsection (a)(2) or (a)(3) conducts two (2) elections under section 20 of this chapter, and the voters of the city do not vote in favor of permitting riverboat gambling at either of those elections, the license assigned to that city under subsection (a)(2) or (a)(3) may be issued to any city that:

(1) does not already have a riverboat operating from the city; and

(2) is located in a county described in IC 4-33-1-1(1).

(c) In addition to its power to issue owner's licenses under subsection (a), the commission may also enter into a contract under IC 4-33-6.5 with respect to the operation of one (1) riverboat on behalf of the commission in a historic hotel district.

(d) A person holding an owner's license may not move the person's riverboat from the county in which the riverboat was docked on

January 1, 2007, to any other county.

(e) **It is the intent of the general assembly to defer any decision concerning the expansion of gaming or the relocation of gaming operations until after June 30, 2012. The commission may not approve any additional licenses, any additional operating permits, or the relocation of a license or operating permit until after June 30, 2012. Notwithstanding any other law, any law that authorizes any additional licenses, any additional operating permits, or the relocation of a license or operating permit may not be implemented until after June 30, 2012.**

SECTION 3. IC 4-35-5-1, AS ADDED BY P.L.233-2007, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. The commission may issue a license to a permit holder to conduct gambling games under this article at the permit holder's racetrack. The number of licenses issued under this chapter may not exceed two (2). **It is the intent of the general assembly to defer any decision concerning the expansion of gaming or the relocation of gaming operations until after June 30, 2012. The commission may not approve any additional licenses, any additional slot machines, or the relocation of a license or a slot machine until after June 30, 2012. Notwithstanding any other law, any law that authorizes any additional licenses, any additional slot machines, or the relocation of a license or slot machine may not be implemented until after June 30, 2012.**

SECTION 4. IC 4-31-7-1, AS AMENDED BY P.L.233-2007, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) A person holding a permit to conduct a horse racing meeting or a license to operate a satellite facility may provide a place in the racing meeting grounds or enclosure or the satellite facility at which the person may conduct and supervise the pari-mutuel system of wagering by patrons of legal age on the horse races conducted or simulcast by the person. The person may not permit or use:

(1) another place other than that provided and designated by the person; or

(2) another method or system of betting or wagering.

However, a permit holder licensed to conduct gambling games under IC 4-35 may permit wagering on slot machines at a racetrack as permitted by IC 4-35. **The commission may not under any law authorize or approve the installation of slot machines at or the transfer of slot machines to a satellite facility.**

(b) Except as provided in section 7 of this chapter and IC 4-31-5.5, the pari-mutuel system of wagering may not be conducted on any races except the races at the racetrack, grounds, or enclosure for which the person holds a permit.

SECTION 4. IC 4-35-7-11, AS ADDED BY P.L.233-2007,

1 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 UPON PASSAGE]: Sec. 11. **(a) Subject to subsection (b)**, a licensee
3 may not install more than two thousand (2,000) slot machines on the
4 premises of the licensee's racetrack without the approval of the
5 commission.

6 **(b) This subsection applies during the period beginning May 1,**
7 **2009, and ending June 30, 2012. A licensee may not install on the**
8 **premises of the licensee's racetrack more than the number of slot**
9 **machines that were located on the premises on May 1, 2009. The**
10 **commission may not approve an increase in the number of slot**
11 **machines located on the premises of the licensee's racetrack."**

12 Renumber all SECTIONS consecutively.
(Reference is to ESB 448 as printed April 10, 2009.)
SECTION 5. **An emergency is declared for this act.**

Representative Turner